

Jul-14-03 01:29pm From-Akerman Senterfitt

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Boca Raton  
Fort Lauderdale  
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West Palm Beach

Esperante Building  
222 Lakeview Avenue, Suite 400  
West Palm Beach, Florida 33401-6183  
Post Office Box 3188 mail  
West Palm Beach, Florida 33402-3188  
[www.akerman.com](http://www.akerman.com)  
561 653 5000 tel 561 659 6313 fax

#### FAX COVER SHEET

From: Neil R. Jetter

Date: July 14, 2003

PLEASE DELIVER 2 PAGE(S) (including cover sheet) TO:

Name: Examiner Betty J. Forman  
Company: US Patent and Trademark Office

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#### Comments/Special Instructions

#### OFFICIAL

Re: U. S. Patent Application No. 09/890,047 for "Multifunctional and Multispectral Biosensor Devices and Methods of Use" (T. Vo-Dinh) Our Ref: 6321-212

Dear Examiner Forman:

As requested earlier today, attached is a Terminal Disclaimer for the above-identified patent application.

If you require anything further, please do not hesitate to contact us.

Respectfully submitted,

Date: 7/14/03

Neil R. Jetter, Reg. No. 46,803  
AKERMAN SENTERFITT  
222 Lakeview Avenue; Suite 400  
P.O. Box 3188  
West Palm Beach, FL 33402-3188  
(561) 653-5000

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**TERMINAL DISCLAIMER TO OBLVIAE A DOUBLE PATENTING  
REJECTION OVER A PRIOR PATENT**

Docket Number (Optional)  
**6321-212**
In re Application of: **TUAN VO-DINH**Application No. **09/890,047**Filed: **April 29, 2002**For: **MULTIFUNCTIONAL AND MULTISPECTRAL BIOSENSOR DEVICES AND METHODS  
OF USE**

The owner, UT-Battelle, LLC, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior U.S. Patent Nos. 6,197,503 or 6,448,064. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patents are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

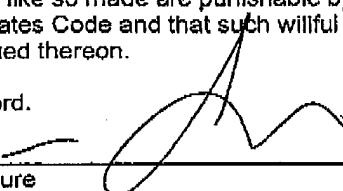
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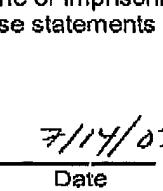
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2.  The undersigned is an attorney of record.

  
SignatureNeil R. Jetter, Registration No. 46,803

Typed or printed name

7/14/03  
  
Date

The Commissioner for Patents is hereby authorized to charge the Terminal disclaimer fee under 37 CFR 1.20(d) in the amount of \$110.00 to Deposit Account No. 50-0951.

\* Certification under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

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